

SENATE RECORD VOTE ANALYSIS

104th Congress
1st Session

Vote No. 166

May 12, 1995, 10:55 a.m.
Page S-6580 Temp. Record

INTERSTATE WASTE TRANSPORTATION/Industrial Waste

SUBJECT: Interstate Transportation of Municipal Solid Waste Act of 1995 . . . S. 534. Baucus motion to table the Dorgan amendment No. 914.

ACTION: MOTION TO TABLE AGREED TO, 79-17

SYNOPSIS: As reported, S. 534, the Interstate Transportation of Municipal Solid Waste Act of 1995, will allow States to place limits on the import of out-of-State municipal solid waste, will provide limited authority to States and municipalities to specify the disposal sites for municipal solid wastes in their districts (flow control), and will reinstate the groundwater monitoring exemption for small municipal landfills (that exemption was reversed as a result of a Sierra Club lawsuit).

The Dorgan amendment would amend the definition of the term "municipal solid waste" to include industrial waste regardless of whether the industrial waste was physically or chemically identical to other municipal solid waste.

Debate was limited by unanimous consent. Following debate, Senator Baucus moved to table the Dorgan amendment. Generally, those favoring the motion to table opposed the amendment; those opposing the motion to table favored the amendment.

Those favoring the motion to table contended:

States have been clamoring for the authority to control municipal waste. There has been virtual silence on the right to restrict the importation of industrial waste. Therefore, we have not considered granting this right, and have very little idea of the effect that granting it would have. We do know, though, that a great deal of industrial waste moves in interstate commerce, and the potential adverse results of the Dorgan amendment, though unknown, are so great that many Senators would certainly filibuster this bill if we were to agree to it. If Senators do not want to doom passage of this bill, they will join us in tabling the Dorgan amendment.

Those opposing the motion to table contended:

(See other side)

YEAS (79)			NAYS (17)		NOT VOTING (4)	
Republicans (51 or 98%)	Democrats (28 or 64%)		Republicans (1 or 2%)	Democrats (16 or 36%)	Republicans (2)	Democrats (2)
Abraham	Helms	Akaka	Gramm	Bingaman	Specter- ²	Nunn- ²
Ashcroft	Hutchison	Baucus		Breaux	Warner- ²	Pell- ^{2AY}
Bennett	Inhofe	Biden		Bryan		
Bond	Jeffords	Boxer		Byrd		
Brown	Kassebaum	Bradley		Conrad		
Burns	Kempthorne	Bumpers		Daschle		
Campbell	Kyl	Dodd		Dorgan		
Chafee	Lott	Feinstein		Exon		
Coats	Lugar	Ford		Feingold		
Cochran	Mack	Graham		Glenn		
Cohen	McCain	Heflin		Harkin		
Coverdell	McConnell	Inouye		Hollings		
Craig	Murkowski	Johnston		Leahy		
D'Amato	Nickles	Kennedy		Levin		
DeWine	Packwood	Kerrey		Reid		
Dole	Pressler	Kerry		Wellstone		
Domenici	Roth	Kohl				
Faircloth	Santorum	Lautenberg				
Frist	Shelby	Lieberman				
Gorton	Simpson	Mikulski				
Grams	Smith	Moseley-Braun				
Grassley	Snowe	Moynihan				
Gregg	Stevens	Murray				
Hatch	Thomas	Pryor				
Hatfield	Thompson	Robb				
	Thurmond	Rockefeller				
		Sarbanes				
		Simon				

EXPLANATION OF ABSENCE:

1—Official Business
2—Necessarily Absent
3—Illness
4—Other

SYMBOLS:

AY—Announced Yea
AN—Announced Nay
PY—Paired Yea
PN—Paired Nay

S. 534 will give the States some authority to stop other States from using them as trash cans for their municipal waste. We applaud this grant of authority, but we object that it does not go far enough. If it is true that one State should not be forced to serve as a dumping ground for another State's municipal waste, it is also true that it should not have to accept industrial waste. Most of the waste that is transported between States is industrial waste. Such waste includes metal grindings, paint waste, water treatment sludge, building demolition material, contaminated soil, and waste associated with car manufacturing. The Dorgan amendment would include industrial solid waste in the definition of waste that is covered by S. 534. For the sake of consistency, and to make this bill apply to the largest part of the problem of interstate waste transportation, Senators should vote in favor of the Dorgan amendment.